

Comment Letter R-I33

From: Raymond Bender <benderbocan@aol.com>
Sent: Friday, August 10, 2018 1:14 PM
To: LUEG, PalomarMP
Cc: Raymond Bender
Subject: Supplemental Comment of Ray & Ellen Bender on County June PEIR Recirculation

Attn: Cynthia Curtis & County PEIR Preparers

As you are aware, we filed our comments on the county's recirculated June McClellan-Palomar PEIR prior to the August 6, 2018 deadline. Normally, the comment period ends on August 6. However, the public is entitled to bring to the county's attention new evidence. That is why we make today's comment. Please include it in the administrative record and respond accordingly.

As we noted in our recent comments, county failed to address in its PEIR, when discussing biological habitat, the issue of bird strikes and the preventative measures that airports need to take to minimize bird strikes. These measures also affect project costs.

The New Information is as follows: According to news reports today, a bird strike brought down an air force aircraft fighting fires in Orange County. The aircraft was able to land but was taken out of fire-fighting service for a period of time. This incident reinforces the importance of the county addressing the bird strike issue, which is not a mere technicality. In the Final PEIR (i) describe the bird strike reduction measures the PMP projects include, (ii) their effect on wildlife, and (iii) the cost of such measures. Revise the estimated project cost accordingly.

Please confirm receipt by return email. Thank you.

Submit Comments

E-MAIL: PalomarMP@sdcounty.ca.gov

MAIL: County of San Diego, Department of Public Works
Attn: Cynthia Curtis
5510 Overland Avenue, Suite 410
San Diego, CA 92123

DEADLINE: comments must be received or post-marked no later than **August 6, 2018**

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Comment Letter R-I34

From: Raymond Bender <benderbocan@aol.com>
Sent: Monday, August 20, 2018 4:18 PM
To: LUEG, PalomarMP
Cc: Raymond Bender
Subject: Bender Supplemental August 20, 2018 PEIR Recirculation Biological Comments
AC 150/5200-38 Published Today August 20, 2018
Attachments: 2018 Cynthia Curtis Ltr County PEIR Recirculation Biological.doc

This email transmits our supplemental comments on the Cou McClellan-Palomar PEIR Recirculation. Comments are timely the FAA only today August 20, 2018 issued the AC noted above our letter. Please confirm receipt and inclusion of this letter in PEIR public comment section.

Note: County website PEIR Recirculation requires comments to be sent to

Submit Comments

E-MAIL: PalomarMP@sdcounty.ca.gov

MAIL: County of San Diego, Department of Public Works
Attn: Cynthia Curtis
5510 Overland Avenue, Suite 410
San Diego, CA 92123

R-I34

To: Cynthia Curtis, Environmental Planning Manager County of San Diego
Department of Public Works
5510 Overland Avenue, Suite 410, San Diego, CA 92123

From: Ray & Ellen Bender [2018 Cynthia Curtis Ltr County PEIR Recirculation Biological]

Re: Bender Comments on County June 2018 Re-circulated Portions of McClellan-Palomar Airport Master Plan Programmatic EIR Due August 6, 2018

Date: Monday, August 20, 2018 Sent by Email to Cynthia Curtis at County Environmental Division

Ms. Curtis:

On August 3, 2018, we commented on the county's June 2018 recirculation of portions of the county's McClellan-Palomar Master Plan Programmatic EIR. [Comments were due by August 6.]

Today we submit new comments, which were not possible before today, because the FAA only today (August 20, 2018) released its Advisory Circular No. 150/5200-38 entitled "*Protocol for the Conduct and Review of Wildlife Hazard Site Visits, Wildlife Hazard Assessments, and Wildlife Hazard Management Plans.*"

Bender Request: Please assure that the county's Final McClellan-Palomar Programmatic EIR Biological Analysis Section meets the FAA AC 150/5200-38 requirements. Our review of this AC suggests that the county environmental documents do not provide certain information including but not limited to the number of bird strikes encountered by aircraft operating at Palomar. Also missing is the impact of birds diverted from off-airport sites under construction. For instance, we understand that in the last 12 months contractors have begun erecting buildings covering an area in excess of 1 million square feet including but not limited to (i) the ViaSat new office headquarters off El Camino Real, (ii) multiple hotels along Palomar Airport road just to the southeast of Palomar Airport, and (iii) the expanded Bressi Ranch commercial structures and housing just southeast of Palomar Airport Road. These structures lie within 1 to 3 miles of the airport. Logic suggests that many of the wildlife displaced from these long vacant sites would travel to the northeast corner of ECR and PAR. Since one of the 8 county project self identified evaluation criteria is the county's eligibility for FAA funding for Palomar's estimated \$110 million of runway improvements, please assure the Final PEIR analyzes county's compliance with FAA AC 150/5200-38

Thank you for your further review of the issues and please assure this request is included as part of the public comments in the county's Final PEIR.

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cont.